

ORDINANCE #401

AN ORDINANCE REGULATING LIVESTOCK AT LARGE, LIVESTOCK PENS, LIVESTOCK BARNs, LIVESTOCK STAKED OUT OR STABLES HOUSING SAME, OR PERSONS RIDING, LEADING OR BOARDING LIVESTOCK ON TOWN OR PRIVATE PROPERTY IN THE CORPORATE LIMITS OF THE TOWN OF YACOLT, AND PROVIDING A PENALTY FOR THE VIOLATION THEREOF AND REPEALING ORDINANCE #151.

WHEREAS: The Town Council of Yacolt, Washington, is in regular session this 16th day of October, 2000; and

WHEREAS: All members of the Town Council have had notice of time, place, and purpose of said meeting; and

WHEREAS: The Town Council is of the opinion that it would be in the best interest for the Town to adopt this Ordinance; and

NOW THEREFORE: BE IT ORDAINED BY THE TOWN COUNCIL OF YACOLT, WASHINGTON, as follows:

SECTION 1: Definitions. As used in this ordinance:

"At large" means to be off the premises of the owner and not under control of either the owner or a person authorized by the owner.

"Domestic animal" means any animal other than livestock that lives and breeds in a tame condition. This generally refers to dogs, cats, and some birds.

"Livestock" means any horse, mule, burro, dairy or beef animal, llama, goat, sheep, swine, rabbit and poultry.

"Owner" means any person possessing, harboring, keeping, having an interest in, or any person having control or custody of an animal. In a household setting, the owner is presumed to be the head of the household.

"Person" means any individual, partnership, corporation, or other legal entity.

"Poultry" means all domesticated fowl and all game birds which are legally held in captivity.

SECTION 2: It shall be unlawful for any person to have, build or maintain any livestock pens or livestock barns, or have or maintain any livestock staked out on a leash within the corporate limits of the Town of Yacolt, or to maintain any kind of a place where any kind of livestock or any fowl whether a domestic animal or not, are kept without first securing written permission from the Town Council of the Town of Yacolt, Washington.

SECTION 3: Any person in violation of the terms of any part of this ordinance shall be assessed a civil penalty of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00) plus legal fees.

SECTION 4: Any person permitting their livestock or any fowl whether a domestic animal or not, to be at large within the corporate limits of the Town of Yacolt, Washington shall be in violation of this ordinance and shall be assessed a civil penalty of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00) plus legal fees.

SECTION 5: It shall be unlawful for any person to permit or allow the leading, riding or boarding of any livestock on private property or Town property such as parks, parkways, sidewalks or using any part thereof for a bridle path.

The Ordinance shall take effect immediately upon adoption and publication according to law.

Passed by the Town Council of the Town of Yacolt, Washington on this 16th day of October, 2000.

AYES Roberts, Case, Mason

NAYES None

ABSENT Smith, Messer

MAYOR *Jim Robertson* ATTEST *Brenda Finnegan*

I hereby certify that this is a true and correct copy of Ordinance #401 as read before the Council and passed on the date herein mentioned and passed according to law.

ATTEST *Brenda Finnegan*
Brenda Finnegan, Clerk/Treasurer